IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

MONDAY, THE 30TH JULY 2007 / 8TH SRAVANA 1929

CRP.No. 484 of 2007()

AGAINST THE ORDER DATED 11/05/2007 IN IA.1019/2006 IN OS.75/2006 of WAKF TRIBUNAL, KOZHIKODE

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REVN. PETITIONER: PETITIONER/PETITIONER IN IA

VADAKARA THOTTUMUKKAM MASJID,
THAZHEYANGADI, A COMMITTEE REGISTERED UNDER THE SOCIETIES REGISTRATION ACT 1860, HAVING ITS REGISTRATION NO.638/02, REP. BY ITS SECRETARY-P.P.SADIQ, S/O.MOHAMMED, "HABITAT", CUSTOMS ROAD, VADAKARA AMSOM, DESOM AND TALUK, KOZHIKODE DIST.

BY ADV. SRI.N.SUBRAMANIAM

RESPONDENTS: RESPONDENTS IN IA
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1. VADAKARA JUMA-ATH PALLI DARAS COMMITTEE, REP. BY ITS PRESIDENT-P.C. HASSANKUTTY HAJI, VADAKARA AMSOM, DESOM AND TALUK, KOZHIKODE DISTRICT.

2. VADAKARA JUMA-ATH PALLI DARAS COMMITTEE, REPRESENTED BY ITS SECRETARY - SUBAIR HAJI, VADAKARA AMSOM, DESOM AND TALUK, KOZHIKODE DISTRICT.

3. KUNHAMED, S/O. HASSAN KUTTY HAJI, "ASHIRWAD", P.O.BEACH ROAD, VADAKARA AMSOM, DESOM AND TALUK, KOZHIKODE DISTRICT.

ADDL.R4: THE KERALA WAKF BOARD, OFFICE OF THE KERALA WAKF BOARD, NEAR JAWAHARLAL NEHRU INTERNATIONAL STATIDUM, KALOOR, KOCHI, REPRESENTED BY ITS SECRETARY.
(ADDL. R4 IMPLEADED AS PER ORDER ON IA 1306/07 DT. 30.7.07)

ADDL.R4: BY ADV. SRI.P.A.ABDUL JABBAR, SC, WAKF BOARD
SRI.K.M.FIROZ

THIS CIVIL REVISION PETITION HAVING BEEN FINALLY HEARD ON 30/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

Kurian Joseph & T.R. Ramachandran Nair, JJ.

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C.R.P.NO.484 of 2007

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Dated this the 30th day of July, 2007

JUDGMENT

Kurian Joseph, J.

The petitioner is aggrieved by the order dated 11.5.2007 in I.A. No.1019/2006 in O.S. No.75/2006 on the file of the Wakf Tribunal, Kozhikode. After having heard the counsel on both sides and also the counsel for the Wakf Board, we are of the view that it is only in the interest of parties that the suit itself is disposed of expeditiously.

Therefore, without expressing any opinion as to the merits of the case and making it clear that the Wakf Tribunal shall dispose of the suit untrammelled by any of the observations and findings in the order under revision, we dispose of this revision petition directing the Wakf Tribunal to dispose of the suit expeditiously, at any rate, within four months from the date of receipt of a copy of this order. Till then, the interim order passed by this court on 5.6.2007 will continue.

(Kurian Joseph, Judge.)

(T.R. Ramachandran Nair, Judge.)

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